

243.110 Incompatible licenses. (Effective until January 1, 2007)

- (1) Except as provided in subsection (2) of this section, each kind of license listed in KRS 243.030 shall be inconsistent with every other kind listed in that section and no person holding a license of any of those kinds shall apply for or hold a license of another kind listed in KRS 243.030.
- (2) The holder of a retail package license may also hold either a retail drink license or a special nonindustrial alcohol license. The holder of a transporter's license may also hold a special storage or warehouse license. The holder of a wholesaler's license may also hold a special nonbeverage alcohol vendor's license. The holder of a distiller's license may also hold a rectifier's license, a special industrial alcohol license or a vintner's license, and a souvenir retail liquor license. The holder of a farm winery and a small winery license may exercise all functions of such license as authorized by KRS 243.155 and 243.156. A commercial airline system or charter flight system retail license, a commercial airline system or charter flight system transporter's license, and a retail drink license if held by a commercial airline or charter flight system may be held by the same person or corporation.
- (3) Any person may hold two (2) or more licenses of the same kind.
- (4) An applicant shall not evade the prohibition against applying for or holding licenses of two (2) kinds by applying for a second license under the cloak of a separate corporate entity. The state director may examine into the ownership and management of corporations which apply for or hold licenses, and shall deny the application for a license to any party substantially interested in an incompatible license.

Effective: July 15, 1998

History: Amended 1998 Ky. Acts ch. 121, sec. 10, effective July 15, 1998. -- Amended 1996 Ky. Acts ch. 95, sec. 5, effective July 15, 1996. -- Amended 1976 Ky. Acts ch. 380, sec. 2; and ch. 381, sec. 4. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 2554b-128, 2554b-130.

Legislative Research Commission Note (6/20/2005). 2005 Ky. Acts chs. 11, 85, 95, 97, 98, 99, 123, and 181 instruct the Reviser of Statutes to correct statutory references to agencies and officers whose names have been changed in 2005 legislation confirming the reorganization of the executive branch. Such a correction has been made in this section.

243.110 Incompatible licenses. (Effective January 1, 2007)

- (1) Except as provided in subsection (2) of this section, each kind of license listed in KRS 243.030 shall be incompatible with every other kind listed in that section and no person or entity holding a license of any of those kinds shall apply for or hold a license of another kind listed in KRS 243.030.
- (2) The holder of a retail package license may also hold either a retail drink license or a special nonindustrial alcohol license. The holder of a transporter's license may also hold a special storage or warehouse license. The holder of a wholesaler's license may also hold a special nonbeverage alcohol vendor's license. The holder of a distiller's license may also hold a rectifier's license, a special industrial alcohol license or a vintner's license, and a souvenir retail liquor license. A commercial

airline system or charter flight system retail license, a commercial airline system or charter flight system transporter's license, and a retail drink license if held by a commercial airline or charter flight system may be held by the same person or corporation.

- (3) Any person may hold two (2) or more licenses of the same kind.
- (4) A person or entity shall not evade the prohibition against applying for or holding licenses of two (2) kinds by applying for a second license through or under the name of a different person or entity. The state director shall examine the ownership and management of applicants, and shall deny the application for a license if the applicant is substantially interested in a person or entity that holds an incompatible license.

Effective: January 1, 2007

History: Amended 2006 Ky. Acts ch. 179, sec. 9, effective January 1, 2007. -- Amended 1998 Ky. Acts ch. 121, sec. 10, effective July 15, 1998. -- Amended 1996 Ky. Acts ch. 95, sec. 5, effective July 15, 1996. -- Amended 1976 Ky. Acts ch. 380, sec. 2; and ch. 381, sec. 4. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 2554b-128, 2554b-130.

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